

**INTERLOCAL AGREEMENT
BETWEEN THE CITY OF SPOKANE
AND THE SPOKANE COUNTY LIBRARY DISTRICT
CONCERNING MITIGATION OF THE IMPACT OF
THE PARK PLACE ANNEXATION**

THIS AGREEMENT is made and executed this 17th day of July, 2006, by and between the CITY OF SPOKANE, a municipal corporation of the State of Washington, (hereinafter referred to as "City") and the SPOKANE COUNTY LIBRARY DISTRICT, a special purpose district of the State of Washington, (hereinafter referred to as "District"), pursuant to the Interlocal Cooperation Act, RCW Ch. 39.34.

WHEREAS, the City of Spokane is in the process of annexing land referred to as the "Park Place Annexation," which is currently served by the District and is legally described as follows;

495.71-ACRE AREA OF LAND LYING SOUTHWEST OF NINE MILE ROAD IN A PORTION OF SECTIONS 27, 28, 33, 34, TOWNSHIP 26, RANGE 42, E.W.M IN SPOKANE COUNTY, COMMONLY REFERRED TO AS THE PARK PLACE ANNEXATION.

Parcel Number: 25031.9014 (See Attachment A for all parcel numbers contained in the Park Place Annexation).

WHEREAS, pursuant to a Library Service Agreement (OPR 02-505) entered into between the parties on June 18, 2002, in the event the City proposes to annex a portion of the urban growth area of Spokane County served by the District, the parties shall entered into good faith negotiations to mitigate the adverse effects on both the City and the District;

WHEREAS, the City and the District desire to enter into an annexation impact agreement to be applied to the Park Place Annexation area in order to determine how to apportion the amount of tax revenue previously received by the District from the area to be annexed.

NOW, THEREFORE, in consideration of the facts set forth hereinabove, the City and the District hereby agree as follows:

1. APPLICABILITY OF THIS ANNEXATION IMPACT AGREEMENT.

1.1 The City and the District agree that the provisions of this Interlocal Agreement shall apply to the Park Place Annexation as depicted in the attached Exhibit A. This Interlocal Agreement shall become effective at the time the Park Place Annexation is approved by the Washington State Boundary Review Board for Spokane County (hereinafter "BRB") and the City has passed an ordinance officially approving the annexation of the area.

2. PAYMENT FOR ADVERSE IMPACT FROM ANNEXATION.

The City agrees to pay to the District the amount of property tax assessment lost by the District as a result of the annexation. The tax assessment calculation shall be based upon the actual use of the land and tax assessment received by the District as of the date of the annexation, and shall not include any increased tax revenue resulting from any changes in use of the annexed property or any construction on the annexed property. The tax assessment replacement payments shall begin the first year the District does not receive payment due to the annexation, shall last for only five years, and shall be made pursuant to the following schedule:

First Calendar Year:	100% of the amount of property tax lost
Second Calendar Year:	80% of the amount of property tax lost
Third Calendar Year:	60% of the amount of property tax lost
Fourth Calendar Year:	40% of the amount of property tax lost
Fifth Calendar Year:	20% of the amount of property tax lost

Payments to the District shall be made by the City at the same time the District would normally have received the tax assessment payments if not for the annexation.

ACCEPTED AND AGREED the year and date first above written.

SPOKANE COUNTY LIBRARY DISTRICT

Board of Trustees

By: *Michael J. Wint*
Its: *Secretary*

Approved as to Form:

COUNSEL TO THE DISTRICT

PAINE, HAMBLIN, COFFIN
BROOKE & MILLER LLP

By: *James C. Sloane*
James C. Sloane

CITY OF SPOKANE

By: *[Signature]* 6-30-06
Deputy Mayor

Attest:

By: *[Signature]* 6-30-06
City Clerk

Approved:

Spokane Public Library Board of Trustees

By: *[Signature]*
Its:

Approved as to Form:

By: *[Signature]*

Its: Assistant City Attorney



Attachment A Parcels: Park Place Annexation

Parcel Number	Site Address	Acreage	Owner
25031.9014	2223 ADDRESS UNKNOWN.	3.52	WASH STATE DEPT PARKS & REC
25032.9015	2254 ADDRESS UNKNOWN.	42.39	WASH STATE DEPT PARKS & REC
25041.9008	2278 ADDRESS UNKNOWN	2.27	WASH STATE DEPT PARKS & REC
26273.1301	5605 W HOLYOKE AVE	0.23	MATHIESON, T W
26273.1302	5611 W HOLYOKE AVE	0.23	GUMM, JAMES H & JENNIFER M
26273.1303	5615 W HOLYOKE AVE	0.23	TOROSIAN, BRIAN J
26273.1304	5623 W HOLYOKE AVE	0.23	BRAY, C HOWARD & ELLEN B
26273.1305	5805 W HOLYOKE AVE	0.23	KACZKA, CAROL J & ROBERT E
26273.1306	5711 W HOLYOKE AVE	0.23	KEPLER TRUST, WERNER
26273.1307	5717 W HOLYOKE AVE	0.32	CASSIS, THOMAS A & JANICE F
26273.1308	5726 W HOUSTON AVE	0.26	KUCHYNKA, EDDIE W & SUZANNE M
26273.1309	5720 W HOUSTON AVE	0.22	MERRITT, ALEX
26273.1310	5714 W HOUSTON AVE	0.21	BRADY, THOMAS M
26273.1311	5710 W HOUSTON AVE	0.22	BENESCH ETUX, J W
26273.1312	5704 W HOUSTON AVE	0.22	BLAKE, PAUL D & EVELYN SUE
26273.1313	5624 W HOUSTON AVE	0.22	ACOSTA, A J & J
26273.1314	5620 W HOUSTON AVE	0.22	NOLAN, DAVID A & DEBRA P
26273.1315	5612 W HOUSTON AVE	0.22	PERKINS ETUX, M F
26273.1316	5606 W HOUSTON AVE	0.22	METZ, PAUL D
26273.1401	5607 W HOUSTON AVE	0.22	KENNEDY, JOHN L
26273.1402	5613 W HOUSTON AVE	0.22	GEURTS, RICHARD M & BARBARA A
26273.1403	5621 W HOUSTON AVE	0.22	WITT, J M
26273.1404	5625 W HOUSTON AVE	0.22	WYATT, JAMES P & CINDY R
26273.1405	5705 W HOUSTON AVE	0.22	RODGERS, THERESA A
26273.1406	5711 W HOUSTON AVE	0.22	LARGENT, SHERYL D
26273.1407	5715 W HOUSTON AVE	0.22	KINDRED, D E
26273.1408	5721 W HOUSTON AVE	0.22	CHRISTENSEN, ALANA
26273.1409	5725 W HOUSTON AVE	0.22	LAWHEAD, J F & N
26273.1410	5805 W HOUSTON AVE	0.24	CHRISTIAN, CINDY A
26273.1411	5811 W HOUSTON AVE	0.22	SMITH, N A
26273.1412	5817 W HOUSTON AVE	0.42	CREVELING, ROBERT D & KATHLEEN
26273.1413	5820 W HOLYOKE AVE	0.45	BEMEL, TERESA A & RICHARD L
26273.1414	5816 W HOLYOKE AVE	0.36	RITZ, BRADLEY K & JUDY J
26273.1415	5812 W HOLYOKE AVE	0.32	FOSSUM, TERRY L & CYNTHIA J
26273.1416	5808 W HOLYOKE AVE	0.27	DAUL, HERBERT P & DARLENE A
26273.1417	5804 W HOLYOKE AVE	0.35	MCGOWAN, L M & P
26273.1418	7813 ADDRESS UNKNOWN.	4.00	SPOKANE, CITY OF
26273.1419	7814 ADDRESS UNKNOWN.	0.00	SPOKANE COUNTY
26273.9007	5901 W RIFLE CLUB RD	2.03	COSTELLO, D R
26273.9010	7866 ADDRESS UNKNOWN.	13.00	WASH STATE DEPT PARKS & REC
26273.9013	7867 ADDRESS UNKNOWN.	0.75	SPOKANE, CITY OF
26273.9040	5915 W RIFLE CLUB RD	3.21	LIVENGOOD, B W
26284.9026	7990 ADDRESS UNKNOWN.	14.30	WASH STATE DEPT PARKS & REC
26335.9002	8058 ADDRESS UNKNOWN.	40.75	WASH STATE DEPT PARKS & REC
26342.9002	8133 ADDRESS UNKNOWN.	80.00	WASH STATE DEPT PARKS & REC
26342.9019		3.83	FAIRMOUNT MEMORIAL PARK
26342.9020	8132 ADDRESS UNKNOWN.	42.07	PLESE GRAHAM, LLC
26342.9021	8132 ADDRESS UNKNOWN.	28.07	FAIRMOUNT MEMORIAL PARK
26342.9022	8132 ADDRESS UNKNOWN.	4.00	FAIRMOUNT MEMORIAL PARK

26343.9004	8135 ADDRESS UNKNOWN.	31.06	WASH STATE DEPT PARKS & REC
26343.9006	8136 ADDRESS UNKNOWN.	0.92	FAIR MEM PARK
26343.9009	8138 ADDRESS UNKNOWN.	10.90	FAIR MEM PARK
26343.9010	5200 W WELLESLEY AVE	3.25	FAIR MEM PARK
26345.9016	8134 ADDRESS UNKNOWN.	72.17	FAIRMOUNT MEMORIAL PARK